

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**IN RE: NATIONAL FOOTBALL LEAGUE  
PLAYERS' CONCUSSION  
INJURY LITIGATION**

**No. 12-md-2323 (AB)**

**MDL No. 2323**

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**THIS DOCUMENT RELATES TO:**

Plaintiffs' Master Administrative Long-  
Form Complaint and (if applicable)

**Dominic Austin, et al.**  
v. National Football League [et al.],  
No. **2:12-cv-04381-AB**

**JOCELYN BORGELLA**

**NOTICE OF WITHDRAWAL**

**IN RE: NATIONAL FOOTBALL  
LEAGUE PLAYERS' CONCUSSION  
INJURY LITIGATION**

**JURY TRIAL DEMANDED**

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**NOTICE OF WITHDRAWAL OF SHORT FORM COMPLAINT  
OF PLAINTIFF JOCELYN BORGELLA**

Plaintiff, Jocelyn Borgella hereby withdraws his Short-Form Complaint in this lawsuit without prejudice, pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, because it was filed in error.

The complaint of Jocelyn Borgella was filed on July 3, 2012 as *Dominic Austin, et al., vs. NFL*, USDC, SDMS, No. 3:12-cv461TSL-MTP. On August 2, 2012, the complaint was transferred to USDC, EDPA, as *Dominic Austin, et al., vs. NFL*, USDC, EDPA No. 2:12-cv-04381-AB and filed on August 6, 2012 as *Dominic Austin, et al., vs. NFL*, USDC, EDPA. No. 2:12-cv-04381-AB. Consistent with the Court's Orders, Jocelyn Borgella's Short Form Complaint was filed on August 6, 2012: (a) as document number 2987 in the case captioned *In Re: National Football League*

*Players' Concussion Injury Litigation*, No. 2:12-md-2323-AB and (b) as document number 5 in *Dominic Austin, et al. v. NFL*, USDC, EDPA, No. 12-cv-04381-AB. Both filings were served on the Defendants.

This Notice withdraws Jocelyn Borgella's Short Form Complaint that was filed in both dockets as referenced above.

This the 27<sup>th</sup> day of September, 2012.

Respectfully Submitted,

PHILLIP W. THOMAS LAW FIRM

By:

/s/ Philip W. Thomas

PHILIP W. THOMAS

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**CERTIFICATE OF SERVICE**

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I certify that I electronically filed the foregoing document with the Clerk of the Court using the ECF system which sent notification of such filing to all counsel of record.

This the 27<sup>th</sup> day of September, 2012.

/s/ Philip W. Thomas  
PHILIP W. THOMAS